

Practitioner's Docket No. _____

PATENT #11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent

Patent No. 5,253,341

Issue Date 10/12/1993

Application

Serial No. 0 / 683,972

Filing Date 4/11/1991

WARNING: Mandatory identifiers: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the serial number of the actual U.S. application (or reissue application) leading to issuance of that patent. 37 CFR 1.356(c) and (d).

(also complete the following additional information, if applicable)

The above-identified patent:

- ☐ is a reissue of original Patent No.: _____; #12
original issue date _____;
original application serial number 0 / _____;
original filing date _____
- ☐ resulted from the entry into the U.S. under 35 U.S.C. 371 of international application _____, filed on _____

Box M. Fee
Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT
OF MAINTENANCE FEE IN EXPIRED PATENT (37 C.F.R. 1.378(c))

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231
37 CFR 1.8(a)

- ☐ with sufficient postage as first class mail. ☒ as "Express Mail Post Office to Addressee"
Mailing Label No. 21285754720US (mandatory).

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 6/10/1998 6/11/98

Signature

Hannah Martin

(type or print name of person certifying)

*WARNING: Each paper or fee filed by Express Mail must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 55,439, at 55,442.

(Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in Expired Patent (37 CFR 1.378(c))

[21-9.1]-page 1 of 3

FAX RECEIVED
JUL 28 1998
PETITIONS OFFICE

1. This is a petition to accept the payment of the maintenance fee that was due for this patent as follows:

DATE FEE DUE AND GRACE PERIOD

2. The maintenance fee was due on 04/12/1997
Date
The six-month grace period provided in § 1.362(e) expired on 10/12/1997
Date

TIME OF FILING THIS PETITION

3. This petition is being filed within twenty-four months after the six-month grace period provided in § 1.362(e), as required by 37 C.F.R. § 1.378(c).

DELAY UNINTENTIONAL

4. The delay in paying the maintenance fee for this patent was unintentional.
WARNING: "A statement that the delay in payment of the maintenance fee was unintentional would not be appropriate unless the entire delay, up until the maintenance fee was actually paid, was unintentional." Notice of November 23, 1992 (1145 O.G. 339 to 343, at 341).

MAINTENANCE FEE (37 C.F.R. 1.20(e)-(g))

5.

	Small Entity	Other Than Small Entity
<input checked="" type="checkbox"/> 3½ years (37 CFR 1.20(e))	\$ 525.00	\$ 1,050.00
<input type="checkbox"/> 7½ years (37 CFR 1.20(f))	\$ 1,050.00	\$ 2,100.00
<input type="checkbox"/> 11½ years (37 CFR 1.20(g))	\$ 1,580.00	\$ 3,160.00
Fee being submitted		\$ 525.00

(complete 2 or 3 below, if applicable)

SMALL ENTITY

6.

(complete, if applicable)

- ☐ Attached herewith is a statement establishing small entity status.
☒ A statement establishing small entity status for this patent was filed on 4/11/1991
Date of filing statement
☒ It is confirmed that small entity status for this patent has been checked and is still in effect.

7. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

NOTE: 37 CFR 1.28(b) requires "Notification of any change in status resulting in loss of entitlement to small entity status must be filed in . . . patent prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate pursuant to § 1.9 of this part." From the wording of 37 CFR 1.28(b), notification of change of status (a) must be made even if the fee is paid as "other than a small entity" and (b) no notification is required if the change is to another small entity. See also 37 CFR 1.356(f).

Also, communications related to maintenance fee payments, e.g., loss of small entity status, should be addressed additionally marked "Box M. Fee" 37 CFR 1.1(f).

- ☐ The status of this patent has changed from a small entity to other than a small entity.

8. SURCHARGE (UNINTENTIONAL)

The surcharge required by 37 CFR 1.20(f)(2) of \$1,640.00 is also being paid as a condition of accepting payment of the maintenance fee.

TOTAL FEE BEING SUBMITTED \$ 2,165.00

9. FEE PAYMENT (MAINTENANCE AND SURCHARGE FEES)

- ☒ Enclosed is a check for the sum of \$ 2,165.00
☐ Please charge Account No. _____ the sum of \$ _____
A duplicate of this payment is attached.

10. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

- ☒ The Commissioner is hereby authorized to charge any maintenance or surcharge fee deficiency to Account No. 14-1131

11. OVERPAYMENT

As to any overpayment made, please:

- ☒ credit Account 14-1131
or
☐ send refund check.

NOTE: 37 C.F.R. § 1.378(d) requires that: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

Reg. No.: 35,150

Tel. No.: (312) 236-0733

Customer No.:


SIGNATURE OF PRACTITIONER

Arthur A. Casey

(type or print name of practitioner)

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07/28/98 11:39 FAX 312 236 1471

NIRO SCAVONE HALLER NIRO

0002

Patent No. 5,253,341
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Serial No.: 683,972
Filed: 04/11/1991

RECEIVED IN THE U.S. PATENT AND TRADEMARK OFFICE

Petition To Accept Unintentionally Delayed Payment
of Maintenance Fee in Expired Patent including a
check in the amount of \$2,165.00

DOCKET NO. 269B

June 11, 1998

EI285754720US

LAW OFFICES OF
NIRO, SCAVONE, HALLER & NIRO
181 WEST MADISON STREET-SUITE 4600
CHICAGO, ILLINOIS 60602-4515

CITIBANK, FEDERAL SAVINGS BANK
CHICAGO, ILLINOIS 60603

0030802

2-7080/2710

DATE

98

AMOUNT

\$ 2,165.00

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John N. Haller

IF AN ANGLE TO VIEW WITH SCAVONE'S SIGNATURE

0030802

AMOUNT

\$ 2165.00